

1 CHARLES S. CUSTER (SBN: 124270)
2 JON C. YONEMITSU (SBN: 199026)
3 GORDON & REES LLP
Embarcadero Center West
275 Battery Street, Suite 2000
San Francisco, California 94111
4 Telephone: (415) 986-5900
Facsimile: (415) 986-8054
5 ccuster@gordonrees.com
jyonemitsu@gordonrees.com

7 Attorneys for Defendant
UNITED RENTALS NORTHWEST, INC.
(erroneously sued herein as United Rentals, Inc.)

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

12 RICHARD ENGER,) USDC No. C 08-04882 BZ
13 Plaintiff,)
14 vs.) **STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE DATE
AND [PROPOSED] ORDER**
15 UNITED RENTALS, INC., JLG CORP., JLG)
16 INDUSTRIES, INC., OSHKOSH CORP.,)
17 OSHKOSH INDUSTRIES, INC., and DOES 1)
Through 10, INCLUSIVE,)
Defendants.)

19 Plaintiff, RICHARD ENGER, and defendants, UNITED RENTALS NORTHWEST,
20 INC. and JLG INDUSTRIES, INC., by and through their respective attorneys of record, hereby
21 stipulate as follows:

22 1. Both lead trial counsel and assisting trial counsel for defendants UNITED
23 RENTALS NORTHWEST, INC. and JLG INDUSTRIES, INC. are not available to personally
24 attend the upcoming Initial Case Management Conference set for February 2, 2009 at 4:00 p.m.
25 Said counsel will either be in trial in Eureka and Crescent City or in depositions in Colorado on
26 that date and time.

2. Accordingly, pursuant to Local Rule 16-4, the parties jointly request the Court continue the Initial Case Management Conference to February 13, 2009 at a time to be determined by the Court.

Dated: January __, 2009

LAW OFFICES OF JOHN C. SMITH, JR.

By: John C. Smith, Jr.
Attorneys for Plaintiff RICHARD ENGER

Dated: January ___, 2009

DRYDEN, MARGOLES, SCHIMANECK & WERTZ

By: _____
Frank E. Schimaneck, Esq.
Susan E. Foe, Esq.
Attorneys for Defendant JLG INDUSTRIES, INC.

Dated: January 23, 2009

GORDON & REES LLP

By: Charles S. Custer
Jon C. Yonemitsu
Attorneys for Defendant
UNITED RENTALS NORTHWEST, INC.,
(erroneously sued herein as United Rentals, Inc.)

ORDER OF STIPULATION TO CONTINUE DATE

Having considered the parties Stipulation of Continuance, good cause appearing, it is hereby ORDERED:

1. The Initial Case Management Conference currently set for February 2, 2009, is rescheduled to ~~February 13, 2009~~ at _____.

Dated: January 23, 2009

UNITED STATES MAGISTRATE JUDGE

Jan-22-09 11:52am From-GORDON & REES 2

415 5858054

T-855 P.004/004 F-619

1 2. Accordingly, pursuant to Local Rule 16-4, the parties jointly request the Court
2 continue the Initial Case Management Conference to February 13, 2009 at a time to be
3 determined by the Court.

4 Dated: January 22, 2009

LAW OFFICES OF JOHN C. SMITH, JR.

5 By:
6 John C. Smith, Jr.
7 Attorneys for Plaintiff RICHARD ENGER
8

9 Dated: January , 2009

DRYDEN, MARGOLIS, SCHIMANECK & WERTZ

10
11 By: Frank E. Schimaneck, Esq.
12 Susan E. Fae, Esq.
13 Attorneys for Defendant JLG INDUSTRIES, INC.

14 Dated: January , 2009

GORDON & REES LLP

15
16 By: Charles S. Custer
17 Jon C. Yonemitsu
18 Attorneys for Defendant
19 UNITED RENTALS NORTHWEST, INC.,
(erroneously sued herein as United Rentals, Inc.)

20 **ORDER OF STIPULATION TO CONTINUE DATE**

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22 is hereby ORDERED:

23 1. The Initial Case Management Conference currently set for February 2, 2009, is
24 rescheduled to February 13, 2009 at _____.

25 Dated: January , 2009

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28
UNITED STATES MAGISTRATE JUDGE

-2-

USDC No. C-08-04882-RZ

UEN771037164203661

STIPULATION

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2 continue the Initial Case Management Conference to February 13, 2009 at a time to be
3 determined by the Court.

4 Dated: January __, 2009

LAW OFFICES OF JOHN C. SMITH, JR.

5

6

By:

John C. Smith, Jr.
Attorneys for Plaintiff RICHARD ENGER

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Dated: January 22, 2009

DRYDEN, MARGOLES, SCHIMANECK & WERTZ

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By:

Frank E. Schimaneck, Esq.
Susan E. Foe, Esq.
Attorneys for Defendant JLG INDUSTRIES, INC.

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GORDON & REES LLP

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Charles S. Custer
Jon C. Yonemitsu
Attorneys for Defendant
UNITED RENTALS NORTHWEST, INC.,
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1. The Initial Case Management Conference currently set for February 2, 2009, is
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Dated: January __, 2009

UNITED STATES MAGISTRATE JUDGE